



REINALDO JOSÉ FRANQUI ESCANDÓN
ATTORNEY AT LAW

November 10, 2020

Seika E. Robinson
Watershed Management Branch
U.S. Environmental Protection Agency, Region 2
290 Broadway, 24th floor
New York, NY 10007

Via email: Robinson.Seika@epa.gov

Via certified mail: 7019 0140 0001 1306 9066

RE: Clearing and Filling for Commercial Build Work, Municipality of Rincón, Puerto Rico, Information Request Pursuant to Section 308 of the Clean Water Act, 33 U.S.C. Section 1318(a)

Dear Mrs. Robinson:

In compliance with the Request Pursuant to Section 308 of the Clean Water Act, 33 U.S.C. Section 1318(a) that was notified to Karimar Construction Inc. we hereby inform and clarify the following:

1. The correct property tax number the property from which information was requested is **095-000-010-88-00**. Said property is currently owned by Rincon Blue Water Corp. who purchased it from Calrincón Corp. as per Deed 45, executed before the Notary Public Melvin Rodriguez Torres on March 12, 2019.
2. The property from which information was requested was never leased to Karimar Construction Inc.
3. Karimar Construction Inc. temporarily deposited landfill in said property, this dates back to August 2018. The only other work that was done after that was in response to the **Administrative Compliance Order Docket Number CWA-02-2019-3101**. The photograph that the Environmental Protection Agency designated as Exhibit No. 1 is a photo that dates from 2020, whatever happened on the property after December 11, 2019, is

84-2 CALLE PROGRESO, AGUADILLA, PUERTO RICO 00603
TELEPHONE/FAX (787) 819-0001
E-MAIL RFRANQUI@GMAIL.COM



REINALDO JOSÉ FRANQUI ESCANDÓN
ATTORNEY AT LAW

unknown to Karimar Construction Inc. as they are not the owners and were not in control of said parcel.

4. If this question is addressed to the work done in 2018, all of this information has already been provided and is filed under the Docket Number CWA-02-2019-3101. After Karimar Construction Inc. received the Notice of Termination of Administrative Compliance Order it did not do any other work on said parcel.
5. All of this information has already been provided and is filed under the Docket Number CWA-02-2019-3101. After Karimar Construction Inc. received the Notice of Termination of Administrative Compliance Order it did not do any other work on said parcel. If the request of information is directed or based on the Exhibit No. 1 photo, that information is unknown to Karimar Construction Inc.
6. Karimar Construction Inc. does not have any new survey, construction or engineering plans for the property for which landfill was temporarily deposited. Previous surveys have already been provided and are filed under the Docket Number CWA-02-2019-3101
7. Karimar Construction Inc. has not submitted any new construction/engineering plans to the Municipality of Rincon, Department of Natural and Environmental Resources, Puerto Rico Land Authority, and any other local or commonwealth agencies as it was not required by law to do so. Previous permits have already been provided and are filed under the Docket Number CWA-02-2019-3101
8. Karimar Construction Inc. does not have approvals or requests for work as it was not required by law to do so. Previous approvals or requests for work have already been provided and are filed under the Docket Number CWA-02-2019-3101
9. The material temporarily deposited was dirt/soil, approximately 6,540 cubic yards were extracted from de adjacent property owned by Puerto Bahia, Inc., property tax number 095-089-127-26-000. This information has already been provided and is filed under the Docket Number CWA-02-2019-3101.



REINALDO JOSÉ FRANQUI ESCANDÓN
ATTORNEY AT LAW

10. The dirt/soil was deposited on an area of approximately 3,553 squared meters of the property from which information was requested, Karimar Construction Inc. did not do any digging, nor did the deposited material affect the nearby wetlands or tributary. This information has already been provided and corroborated by the Environmental Protection Agency and is filed under the Docket Number CWA-02-2019-3101.
11. This information has already been provided and is filed under the Docket Number CWA-02-2019-3101.
12. No Federal, Commonwealth, local or other agencies have requested information of this site. All other correspondence with the Environmental Protection Agency is filed under the Docket Number CWA-02-2019-3101. The Environmental Protection Agency already investigated and corroborated that no wetland or stream was impacted by the temporarily deposited landfill.
13. All of our photographs, surveys, reports, maps and plans have already been provided and are filed under the Docket Number CWA-02-2019-3101.
14. No related to farming, ranching, silviculture, or any other activities was done by Karimar Construction Inc. Any other information has already been provided and is filed under the Docket Number CWA-02-2019-3101.
15. The work performed did not modify the depth or width of any ditches in the site. Karimar Construction Inc. did not do any digging on the parcel, the Environmental Protection Agency already investigated and corroborated this. Whatever happened on the property after December 11, 2019, is unknown to Karimar Construction Inc. as they are not the owners of said land. Any other information has already been provided and is filed under the Docket Number CWA-02-2019-3101.

In light of the answer provided above, please inform if Karimar Construction Inc. response to the Environmental Protection Agency, Region 2 Information Request Pursuant to Section 308 of the Clean Water Act, 33 U.S.C. Section 1318(a) has become unnecessary or moot. In the alternative,



REINALDO JOSÉ FRANQUI ESCANDÓN
ATTORNEY AT LAW

pleas advise if further information is required form Karimar Construction Inc. that hasn't been filed under the Docket Number CWA-02-2019-3101, so that the Environmental Protection Agency can make its corresponding determination.

Sincerely,



Reinaldo J. Franqui Escandón, Esq.